

75266-1

03-17-2010

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460



Office of Pesticide Programs

Jeff Jones
c/o Delta Analytical Corp
12510 Prosperity Drive, Suite 160
Silver Spring, MD 20904

MAR 17 2010

FILE COPY

Subject: Deardoff Fitzsimmons Corporation
Activate 5.25%
EPA Registration No. 75266-1
Application Date: February 24, 2010
Receipt Date: February 25, 2010

Dear Mr. Jones:

This acknowledges receipt of your notification, submitted under the provision of PR Notice 98-10, FIFRA section 3(c)9.

Proposed Notification:

- Update "Storage and Disposal" language per PR Notice 2007-4

General Comments:

Based on a review of the material submitted, the following comment applies:

The notification application is acceptable and a copy has been inserted in your file for future reference.

Should you have any questions or comments concerning this letter, please contact me at Henson.Wanda@epa.gov or call (703) 308-6345.

Sincerely,

Wanda Y. Henson
Acting Product Manager (32)
Regulatory Management Branch II
Antimicrobials Division (7510P)

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United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number
NOTIF

Application for Pesticide - Section I

1. Company/Product Number 75266-1		2. EPA Product Manager Wanda Henson	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Deardorff Fitzsimmons Corporation/ Activate 5.25%		PM# 32	
5. Name and Address of Applicant (Include ZIP Code) Deardorff Fitzsimmons Corporation c/o Delta Analytical Corp. 12510 Prosperity Drive, Suite 160 Silver Spring, MD 20904 <i>Check if this is a new address</i>		6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

Section - II

Amendment - Explain below
 Resubmission in response to Agency letter dated _____
 Notification - Explain below.

Final printed labels in response to Agency letter dated _____
 "Me Too" Application.
 Other - explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification per PR Notice 2007-4 to update the Storage and Disposal language.

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material this Product will be Packaged in:

Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted.		If "Yes," Unit Package wgt. No. per container	

3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) of Retail Container	5. Location of Label Direction <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product
6. Manner In Which Label Is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____ <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		

Section - IV

1. Contact Point (Complete items directly below, for identification of individual to be contacted, if necessary, to process this application.)

Name Jeff Jones	Title Agent, Deardorff Fitzsimmons Corporation	Telephone No. (Include Area Code) 301-680-7971
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Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any kind of knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

2. Signature 	3. Title Agent, Deardorff Fitzsimmons Corporation	J. Date Application Received (Stamped)
4. Typed Name Jeff Jones	5. Date February 24, 2010	



February 24, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
Environmental Protection Agency
One Potomac Yard
2777 S. Crystal Drive, Room S-4900
Arlington, VA 22202

Attn: Wanda Henson, PM 32

Re: Notification per PR Notice 2007-4 to update Storage and Disposal language

Product: Activate 5.25%
EPA Reg. No.: 75266-1
Company: Deardorff Fitzsimmons Corporation

Dear Ms. Henson:

On behalf of Deardorff Fitzsimmons Corporation, I am submitting a notification per PR Notice 2007-4 to update the Storage and Disposal language for the product Activate 5.25%, EPA Reg. No. 75266-1. We have used the chemical specific language for Sodium Hypochlorite in the Label Review Manual, Chapter 13 - Storage and Disposal, October 2008, section IV, A, page 4 (which incorporates nonrefillable container language from PR Notice 2007-4) and the Refillable Container language from Appendix C of PR Notice 2007-4.

Enclosures

- EPA form 8570-1
- 1 copy of the label marked to show changes

If you have any questions regarding this submission, please contact me at 301-680-7971 or jjones@delta-ac.com.

Sincerely,

Jeff Jones, Agent
Deardorff Fitzsimmons Corporation

Enclosures

Activate 5.25%

Institutional Bleach

Active Ingredient:	
Sodium Hypochlorite.....	5.25%
Other Ingredients:.....	94.75%
TOTAL:	100.00%

Contains 5% available chlorine by weight

EPA Reg. No. 75266-1

EPA Est. No. 75266-OR-001

KEEP OUT OF REACH OF CHILDREN
DANGER

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONS

FIRST AID: Call poison control center or doctor for treatment advice. Have product container or label with you when you call a poison control center or doctor or when going for treatment.

If in eyes: Hold eye open and rinse slowly and gently with water for 15-20 minutes.

Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.

If on skin or clothing: Take off contaminated clothing. Rinse skin with plenty of water for 15-20 minutes.

If swallowed: Have a person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by the poison control center or doctor. Do not give anything by mouth to an unconscious person.

Note to Physician: Probable mucosal damage, may contraindicate the use of gastric lavage.

NET CONTENTS: 11 oz.

NOTIFICATION

Date Reviewed: *10/1/10*

Reviewed By: *3/17/10*

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

TO DISINFECT HARD, NON-POROUS SURFACES:

First, clean surface by removing gross filth (loose dirt and debris, etc.). Using a coarse spray, thoroughly wet surface with dilution of 1 part of the product to 9 parts water (5,000 ppm available chlorine) and allow it to remain in contact with the surface for 10 minutes. Rinse with clean water and dry.

USE SITES and SURFACES: For use in hospitals, laboratories, commercial, institutional and veterinary premises. For use on hard non-porous surfaces such as floors, walls, ceilings, doors, glazed tiles, countertops, cabinets and equipment surfaces.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

DANGER: Corrosive, may cause severe skin and eye irritation or chemical burns to broken skin. Can cause eye damage. Wear safety glasses and rubber gloves when handling this product. Wash after handling. Avoid breathing vapors. Vacate poorly ventilated areas as soon as possible until strong odors have dissipated.

Physical or Chemical Hazards

Strong oxidizer. Flush drains before and after use. Do not use or mix with other chemicals, such as toilet bowl cleaners, rust removers, acid or ammonia containing products. To do so will release hazardous gasses. Prolonged contact with metal may cause pitting or discoloration.

STORAGE AND DISPOSAL

[For non refillable container:]

Do not contaminate food or feed by storage, disposal or cleaning of equipment.

Storage: Store in a cool, dry area away from direct sunlight and heat to avoid deterioration. In case of spill, flood area with large quantities of water. Product or rinsates that cannot be used should be diluted with water before disposal in a sanitary sewer. **Container Handling:** Non refillable container. Do not re-use or refill this container. Offer for recycling if available or place in trash collection.

[OR:

Alternate wording for refillable container:]

Do not contaminate food or feed by storage, disposal or cleaning of equipment.

Storage: Store in a cool, dry area away from direct sunlight and heat to avoid deterioration. In case of spill, flood area with large quantities of water. Product or rinsates that cannot be used should be diluted with water before disposal in a sanitary sewer. **Container Handling:** Refillable container. Refill this container with bleach only. Do not re-use this container for any other purpose. Offer container for recycling if available or place in trash collection.

Manufactured by:

Deardorff Fitzsimmons Corporation

PO Box 539

Merlin, OR 97532

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